

The Applicant respectfully submits that the present pending reissue application is in conformance with 37 CFR 1.178.

The Examiner has made a Request for Information under 37 CFR § 1.105. The Applicant respectfully submits that a requirement for information under 37 CFR § 1.105 should be narrowly specified, limited in scope, and is only warranted where the benefit from the information exceeds the burden in obtaining the information. See MPEP 704.14. The Applicant respectfully submits that the Applicant has fully complied with the duty to disclose information material to patentability under 37 CFR § 1.56. In order to comply with the Request made under 37 CFR § 1.105, the Applicant will need to understand (1) the basis for the requirement, and (2) what information is being required. See MPEP 704.14(a). To the extent that the Applicant understands what information is sought by the Request for Information made under 37 CFR § 1.105, the Applicant respectfully believes the information has already been supplied to the Examiner under 37 CFR § 1.56. Accordingly, the Applicant respectfully requests that the Request for Information under 37 CFR § 1.105 be withdrawn, or that the Request for Information under 37 CFR § 1.105 be further clarified.

### CONCLUSION


For the reasons set forth above, it is respectfully submitted that all of the pending claims are in condition for allowance. Therefore, the issuance of a formal Notice of Allowance is believed next in order, and that action is most earnestly solicited.

The Examiner is respectfully requested to contact the undersigned by telephone if it is believed that such contact would further the examination of the present application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. § 1.136 is hereby made. Please charge any fee shortages or credit any overages Deposit Account No. 50-1302.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

 9/17/02  
\_\_\_\_\_  
Christopher J. Brokaw  
Reg. No. 45,620

1600 Willow Street  
San Jose, CA 95125  
(408) 414-1080, ext. 242  
Date: September 17, 2002  
Facsimile: (408) 414-1076

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Hon. Commissioner for Patents, Washington, DC 20231

on September 17, 2002 by 